

U. S. BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA

**ROANOKE CALENDAR - FEBRUARY 24, 2003**

(The Honorable William F. Stone, Jr. Presiding)

(Start: \_\_\_\_\_ Recess: \_\_\_\_\_ ♦ Resume: \_\_\_\_\_ Stop: \_\_\_\_\_ ♦ Trials: \_\_\_\_\_ Proceedings \_\_\_\_\_)

Attys:                      Debtors:    Case Nos.:                      Trustees:

**9:30 A. M. - CHAPTER 13 CONFIRMATIONS**

M Giles	DONALD DODSON	7-00-02584	ConnellyAF
	Mod Plan filed 12/12, contd from 1/27 (Jan pmt needs to be verified as to receipt by tr)		

P Brown	HENRY CULLUM-chl3	7-01-04790	Connelly/LM
	Plan filed 1/2; d/e # 62, 64		
	Trustee Report, Objection and Showcause: Dismiss/convert, filed 2/5; d/e # 65		

M Giles	PATRICIA STEELE-chl3	7-02-04313	Connelly/VS
	Plan filed 10/28; d/e # 6		
	Trustee Report and Showcause: Dismiss or Convert filed 11/26; d/e # 15		
	<i>-contd fr 1/13 IF tr unable to confirm amendment to increase pmt to Tr by \$5.00</i>		

P Brown	KENNETH & CATHERINE BANKS	7-02-04939	Connelly/VS
	Plan filed 12/4; d/e # 5		
	Trustee report and showcause: Dismissal, filed 1/14; d/e # 17		

**9:30 A. M. - CHAPTER 13 CONFIRMATIONS**

Bowman      HARRY & VANISSA MARTIN-chl3      7-02-04579      Connelly/NS  
Plan filed 11/8; d/e # 6; *contd from 1/27 by order of 1/23*  
Trustee Report, Obj and Showcause: Dismiss or convert, filed 12/20; d/e # 16  
Trustee Report, OBJ and Showcause: Dismiss/convert filed 1/17; d/e # 18

Janney      EDITH MURPHY-chl3      7-02-02777      Connelly/NS  
Mod Plan filed 1/13; d/e # 35, 36

M Hart      STEVE & MARY MORRIS-chl3      7-02-05003      Connelly/VS  
Plan filed 12/9; d/e # 6  
Trustee report and showcause: Dismiss or convert, filed 1/17; d/e # 15

Valuation Motion: Citifinancial: 1985 Bronco, filed 12/31; d/e # 13  
**`-ORDER of 2/10 set fair mkt value at \$1500 (Default)**

M Giles      WILLIS & LOUISE MONROE      7-02-01621      Connelly/VS  
Mod Plan filed 12/31, d/e # 43, 44  
Trustee's Motion & Objection by IRS cont'd from 9/23 [d/e # 33, 36] *contd fr 1/13*

Shelor      CHARLES & LUCINDA MCCLURE - Ch.13      7-02-04943      Connelly/GR  
Plan filed 12/24, d/e # 13 ; *see also d/e # 15 re failure to comply w/LR3015(c)*  
Trustee's Report w/Show Cause on Dismissal/Conversion filed 1/17 [d/e # 17]

Roanoke Calendar - 2/24/03

**9:30 A. M. - CHAPTER 13 CONFIRMATIONS**

Janney	HARVEY JONES - Ch. 13 <i><b>Mod plan filed 1/24 set for conf on 3/24 @ 9:30</b></i> Trustee's Report w/Show Cause on Dismissal/Conversion [d/e # 18]	7-02-04931	Connelly/VS
Krippend.	DAVID & ROBIN BURNETTE-ch13 Mod Plan filed 12/27; d/e # 55, 56 <i><b>-Mod. Plan filed 1/31; scheduled for conf on 3/24 @ 9:30</b></i>	7-02-02847	Connelly/NS
T Giles	RICHARD & DEBORAH HOLLAND Mod Plan filed 12/31; d/e # 43, 44 Motion of Trustee to Dismiss case filed 11/18; d/e # 41 cont from 1/13	7-99-03044	Connelly/SO
Shelor	FRED & DEIRDRE SPIGLE Plan filed 12/17; d/e # 12, 14, (d/e# 17, c-s) Trustee report and Showcause: Dismiss or convert, filed 1/17; d/e # 19 <b>Objection:</b> MLI Capital Group Inc (Sasser) filed 12/31, d/e # 16	7-02-04906	Connelly/JJ
M Hart	DEBORAH TAYLOR Plan filed 12/16; d/e # 13, with c-s all creditors Trustee Report and Showcause: Dismiss or convert, filed 1/17; d/e # 16	7-02-04924	Connelly/SJ
M Hart	JEREMY EDWARDS Plan filed 12/6, d/e # 6 Trustee report, showcause: Dismiss or convert filed 1/13, d/e # 15	7-02-04981	Connelly/VS

*-see also 11:00 confirmations of Ch 13 plans at page 4*

Roanoke Calendar - 2/24/03

**10:00 A. M. - MISCELLANEOUS HEARINGS**

Dickenson  
Hart

PATRICIA MEDLIN-ch7

7-01-02120

Krippendorf/SJ

A/P 7-01-00185: **Mot of Tr/Pltf to Approve Compromise Settlement**\*\*

**\*\*file in case file with COPY in AP (should have been at 2:00; court will not require counsel to renotice ALL creditors in case)**

Evelyn K. Krippendorf Trustee (Krippendorf) v. Patricia A. Medlin (M. Hart) and Robert E. Medlin (McNally) (case file d/e # 24; AP file d/e # 34)

**11:00 A. M. - MISCELLANEOUS HEARINGS**

Krippendorf

DANNY UPDIKE - Ch. 13

7-02-03467

Connelly/NS

**Mod Plan filed 2/5; d/e # 39, 40, scheduled 4/7 @ 9:30**

Trustee Report; showcase: Dismiss/convert, d/e # 16, contd from 12/16

**–Cont from 1/13 & 1/27**

Krippend.

\*NOETA MOORE-ch13

7-02-04771

Connelly/VS

Mod Plan filed 11/18; d/e # 6, 7, 8, contd from 1/13

**– ORDER of 1/28 DISMISSED CASE without prejudice, on debtor's motion**

Debtor Obj to Claim #8: North American Capital, filed 1/6; d/e # 10

**–ORDER of 1/16 withdrew debtor's obj to claim #8, cancels hearing**

Krippend.

\*DAVID S MOORE

7-00-03841

Connelly/VS

Mod Plan filed 11/19; d/e # 39, 40, 41, bifurcated case, contd from 1/13

**–contd fr 1/13 for trustee to determine value of life estate interest in r/e**

Debtor Obj to Claim #8 North American Capital, filed 1/3; d/e # 44

**–ORDER of 1/16 withdrew debtor's obj to claim #8, cancels hearing**

M Giles

STEVEN & LINDA DURHAM

7-00-03796

Connelly/JJ

Trustee Motion to Dismiss or convert case filed 1/15; d/e # 69

M Giles

CLYDE TEDDER-ch13

7-98-02349

Connelly/S

Trustee Motion to Dismiss case filed 1/15; d/e # 64

Roanoke Calendar - 2/24/03

**11:00 A. M. - MISCELLANEOUS HEARINGS**

M Hart	JEANETTE HAYES-ch13 Motion of Trustee to Dismiss or convert, filed 1/15; d/e # 88	7-97-04144	Connelly/SO
W Leach	GEORGE HALE Trustee Motion to Dismiss or convert case filed 1/15; d/e # 66	7-98-023376	Connelly/JJ
M Hart	LEE & LISA MEADOR Trustee Motion to Dismiss or convert case filed 1/15; d/e # 40	7-01-02302	Connelly/SJ
Krippend.	SHERMAN SCEARLES Trustee Motion to Dismiss or convert case filed 1/15; d/e # 45	7-01-04203	Connelly/GR
Delafield	AMANDA JONES Trustee Motion to Dismiss or convert case filed 1/15; d/e # 37	7-00-02919	Connelly/GR
Krippend.	NORMA BROWN Trustee Motion to Dismiss or convert case filed 1/15; d/e # 31	7-00-01730	Connelly/GR
Delafield	JERRY & KATHY SUTTLES-Ch13 Trustee Motion to Dismiss - filed 11/18, d/e #34, contd from 1/27 to cure arrears	7-99-01997	Connelly/NS

Roanoke Calendar - 2/24/03

**11:00 A. M. - MISCELLANEOUS HEARINGS**

Ludwig	STEFANIE WILSON-chl3	7-01-03855	Connelly/SL
	Objection by Debtor to Claim of Post-Petition deficiency and 20-day Notice of Default Letter , d/e # 40, 41 ( <i>Re: Motion #1: filed 3/19/02; GMAC Mortgage[Sasser] v. debtor &amp; tr</i> )		
M Hart	JACQUELENE JOYCE-chl3	7-99-02243	Connelly/VS
	Motion to RECONSIDER order of 1/3/03 granting relief in Motion #3, d/e # 48, filed 12/10/01 : Wachovia Bank, successor to Wachovia Mortgage (Wade) <b><u>Answer: Wachovia Bank (Wade) filed 1/24, d/e # 86</u></b>		
<b>-CASE DISMISSED by order of 1/28/03</b>			
M Hart	KATHRYN THOMPSON-chl3	7-00-03116	Connelly/JJ
	Motion #2: Relief - filed 1/2/03; d/e # 36, 37 <i>contd from 1/27</i> Ford Motor Credit Co (Laura Hale) v. debtor & trustee <i>Movant certification, d/e # 38, filed 1/9</i> ANSWER filed by respondent [d/e # 39]		
M Hart	KENNETH & MELANIE OSBORNE-chl3	7-02-04261	Connelly/VS
	Motion #1: Relief - filed 1/27; d/e # 28, 29 Chase Manhattan Mortgage Corp (Draper & Goldberg) v. debtors & trustee		
M Taylor GIBSON	ARCHIE HINNANT-chl3	7-02-02515	Connelly/SL
	Motion #1: Relief - filed 1/28; d/e # 31, 32 Countrywide Home Loans Inc (Sasser) v. debtor & trustee <b><u>Response filed 2/13, d/e # 35</u></b>		

Roanoke Calendar - 2/24/03

**11:00 A. M. - MISCELLANEOUS HEARINGS**

P Brown	WILLIAM & ASAMI PARKS-chl3 Motion #1: Relief - filed 1/30; d/e # 19, 20 Citifinancial Mortgage Co (Jaffee) v. debtors & trustee <u>Answer of Respondent filed 2/5; d/e # 22</u>	7-02-033983	Connelly/VS
M Hart	CARLOS & LEISA RAY-chl3 Motion #2: Relief - filed 1/27; d/e # 32; f.f.paid 1/29, d/e # 33; pho d/e # 34, 1/29 Amended Motion filed 2/3 [d/e # 35] Sovereign Bank of New England (Sasser) v. debtors & trustee	7-01-05390	Connelly/LM
M. Hart	AUBREY & LINDA HICKS - Ch. 13 Motion # 2: Relief--filed 1/31 [d/e # 50] Wells Fargo Bank Minnesota, NA (Goldberg) v. Debtors & Trustee <u>Answer filed 2/6, d/e # 52</u>	7-00-00452	Connelly/SJ
Krippend.	JOSEPH & LINDA SIMMONS-chl3 Motion #1: relief - filed 1/28; d/e # 51 Citifinancial Mortgage (Zimm) v. debtors & trustee RESPONSE filed by Debtors [d/e # 52]	7-02-03300	Connelly/SO
Shelor	MICHAEL & CARLITA MCNEIL - Ch. 13 Show Cause for failing to tender order pursuant to hearing held 1/13 [d/e # 30]	7-01-04002	Connelly/SJ

**2:00 P.M. - PRE-TRIAL CONFERENCES IN ADVERSARY PROCEEDINGS**

Goldstein	A & E INTERNATIONAL LLC-ch11	7-02-02760	DIP/ JM
	A/P 7-02-00189: Recover money or property Debtor v. Meyer-Barker, LLC ( Williams); Dennis P. Traubert, Trustee (McLean); First Citizens Bank & Trust (Densmore) and RGM Erectors Inc (Osterhoudt) <u>Note: Mot to Approve Compromise approved at 2/10 hearing &amp; ord to be ten.thereon</u>		

Delafield	RAYMOND & SHUNTRA MUSE-ch13	7-02-00509	Connelly/S
	A/P 7-02-00191: Obtain Injunction or other equitable relief Debtors v. Fairbanks Capital		

**2:00 P.M. - MISCELLANEOUS**

Krippendorf	STEPHEN & MISTY SPRAGUE - Ch. 13	7-99-00811	Connelly/VS
	Motion # 2: Relief from stay--filed 11/1/01; contd from 1/27 Fairbanks Capital (Clarke/Scott ) v. Debtors Debtors' Motion for hearing on <b>Notice of Default</b> filed by Fairbanks Capital 1/10 [d/e #63,64] Letter filed by Debtors with proof of payment [d/e # 65] <u><b>–ORDER of 2/11 strikes Notice of Default, cancels hearing</b></u>		

M Hart	STEVEN & DONNA EPPERLY-ch7	7-02-05080	Allen/ AF
	Motion #1: Relief - filed 1/28; d/e # 15, 16 Bank of America (John Patterson) v. debtors & trustee <b>–ORDER of 2/10, d/e # 17, granted relief, cancels hearing</b>		

M Hart	JOSEPH EARLY-ch7	7-02-05156	Krippend/JJ
	Motion #1: Avoid lien - filed 1/24, d/e # 11, 12 Debtor v. Consec Finance Corporation		

Roanoke Calendar - 2/24/03



**2:00 P.M. - MISCELLANEOUS**

Delafield      TERRI ANDERSON - Ch. 7      7-02-05157      Krippendorf/NS  
Motion #1: Avoid lien—filed 1/31 [d/e # 12]  
Debtor v. Beneficial Virginia (      )

Motion # 2: Avoid lien—filed 1/31 [d/e # 13]  
Debtor v. American General Finance, Inc. (      )

M Giles      DEBORAH CHEWNING-ch7      7-02-03532      Creasy/SJ  
Motion of Trustee for extension of time to file objection to exemptions; complaints  
re Discharge/Dischargeability, d/e # 20, filed 1/24  
*—order of 1/27 required notice of objection within 5 days of hearing or motion  
approved without further notice or order (d/e # 21); c/s filed 1/29; d/e #22*

Jennings      DARRELL & BETTY LAWRENCE - Ch. 7      7-02-04580      McLean/AF  
Motion # 2: Relief—filed 2/3 [d/e # 16]  
Cendant Mortgage Corp.(Sasser) v. Debtors & Trustee  
**—ORDER of 2/10, d/e # 19, granted relief, cancels hearing**

**2:30 P. M. -TRIALS**

Hale      CHRISTOPHER & LISA WELCHER - Ch. 7      7-02-03757      Allen/NS  
U. S. Trustee's Motion to Dismiss for Substantial Abuse (Garber) [d/e # 13]

M. Hart      SAMUEL & LINDA WINEBARGER - Ch. 13      7-02-03685      Connelly/SL  
Debtors' Objection to Claim # 2 of Option One Mortgage in the amount of \$55,269.88  
D/e # 17 & **Opposition filed by Option One Mortgage (J.Clarke) 12/24, d/e # 29**  
*(Contd fr 2/10 for trial; Callahan appeared as Local Atty for Option One)*